

# CITY OF BURLINGTON

ORDINANCE 3.01

Sponsor: Planning Department,

Planning Commission, Councilors Mason, Bushor, Paul: Ordinance Com.

Public Hearing Dates 09/09/13

In the Year Two Thousand Thirteen

First reading: 04/29/13

Referred to: Ordinance Committee

Rules suspended and placed in all  
stages of passage: \_\_\_\_\_

Second reading: 09/09/13

Action: adopted

Date: 09/09/13

Signed by Mayor: 09/11/13

Published: 09/18/13

Effective: 10/09/13

## An Ordinance in Relation to

COMPREHENSIVE DEVELOPMENT ORDINANCE—  
50% Residential Limitation  
ZA 13-07

**It is hereby Ordained** by the City Council of the City of Burlington, as follows:

That Appendix A, Comprehensive Development Ordinance, of the Code of Ordinances of the City of Burlington be and hereby is amended by amending Sections 4.4.1, Downtown Mixed Use Districts, thereof to read as follows:

### **Sec. 4.4.1 Downtown Mixed Use Districts**

(a) - (c) As written.

### **(d) District Specific Regulations**

#### **1. Use Restrictions**

The following restrictions regarding the location and overall percentage of residential and nonresidential uses within the Downtown Mixed Use districts shall be as follows:

**A. Ground Floor Residential Uses Restricted:** As written.

**~~B. Residential/Nonresidential Mix Required:~~**

~~In order to maintain a balance between residential and nonresidential uses in the Downtown (D) and Downtown Waterfront (DW) districts, at least 50% of the gross floor area of any site being developed must be occupied by a non-residential use and no more than 50% of the gross floor area of any such development site may be occupied by a residential use. Historic~~

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~~buildings originally designed and constructed for residential use shall be exempt from these use restrictions.~~

~~Additionally, no more than 75% of the gross floor area of any structure may be occupied by an office use in the Downtown Waterfront (DW) district.~~

Balance of Sec. 4.4.1 As written.

\* Material stricken out deleted.

\*\* Material underlined added.

ORIGINAL

# AN ORDINANCE IN RELATION TO

COMPREHENSIVE DEVELOPMENT ORDINANCE--  
50% Residential Limitation ZA 13-07

Introduced by

~~Donna~~ Planning Dept., Planning Commission;  
Ordinance Committee

Read in City Council first time  
April 29, 2013

Attest,

  
Clerk

Rules suspended, and ordinance placed in all stages of  
passage.

, 20

Attest,

  
Clerk

Read in City Council second time  
September 9, 2013

Attest,

  
Clerk

Passed in City Council at meeting held  
September 9, 2013

Attest,


  
Clerk

Approved September 11, 2013

, Mayor.

I, ACAO Goodwin, City Clerk of the City of Burlington  
and Clerk of the City Council of said City, do hereby certify that the within written Ordinance has  
been duly published according to Law and the Charter of the City, and in compliance with said  
Charter this certificate is hereto attached.

And the within Ordinance was ordered published for Wednesday day,  
namely the 18th day of October, 20 13.

Adopted 09/09/13 Published 09/18/13 Effective 10/09/13  
  
ACAO, City Clerk

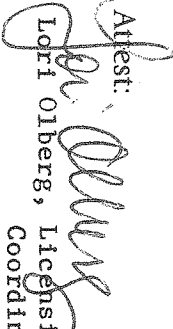
\* \* \* \* \*

## Distribution

I hereby certify that this Ordinance has  
been sent to the following department(s)  
on

P & Z Director White  
City Attorney's Office, Linda Blanchard

Attest:

  
Lori Olberg, Licensing, Voting & Recorder  
Coordinator

\* \* \* \* \*